



Rec'd PCT/PTO

02 AUG 2005

PTO-1390 (Rev. 02-2005)

Approved for use through 03/31/2007. OMB 0651-0021
U. S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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| | | |
|--|--|--|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 03723/0202265-US0 |
| INTERNATIONAL APPLICATION NO. PCT/JP03/09379 | INTERNATIONAL FILING DATE 24 July 2003 | PRIORITY DATE CLAIMED 25 July 2002 |
| TITLE OF INVENTION TOPSHEET OF ABSORBENT ARTICLE, ABSORBENT ARTICLE USING THE TOPSHEET, AND METHOD FOR SELECTING/EVALUATING THE TOPSHEET | | |
| APPLICANT(S) FOR DO/EO/US Yuri Kurata et al. | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <p>1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</p> | | |
| Items 11 to 20 below concern document(s) or information included: | | |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: Return Receipt Postcard Certificate of Express Mail</p> | | |

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| | | | | | |
|---|--------------|---|------------|---|--------------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/522,659 | | INTERNATIONAL APPLICATION NO. PCT/JP03/09379 | | ATTORNEY'S DOCKET NUMBER 03723/0202265-US0 | |
| The following fees have been submitted | | | | CALCULATIONS | PTO USE ONLY |
| 21. <input type="checkbox"/> Basic national fee \$300 | | | | \$ | |
| 22. <input type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) \$100 All other situations \$200 | | | | | |
| 23. <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared and provided to the Office \$400 All other situations \$500 | | | | \$ | |
| TOTAL OF 21, 22 and 23 = | | | | \$ 0.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| - 100 = | /50 = | | x \$250.00 | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)). | | | | \$ 130.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total claims | - 20 = | | x | \$ | |
| Independent claims | - 3 = | | x | \$ | |
| MULTIPLE DEPENDENT CLAIM(s) (if applicable) | | | | + \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 130.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½. | | | | \$ | |
| SUBTOTAL = | | | | \$ 130.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). | | | | + | \$ |
| TOTAL NATIONAL FEE = | | | | \$ 130.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | + | \$ 40.00 |
| TOTAL FEES ENCLOSED = | | | | \$ 170.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | Amount to be charged: | \$ |
| a. <input checked="" type="checkbox"/> A check in the amount of \$ 170.00 to cover the above fees is enclosed. | | | | | |
| b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. | | | | | |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-0100. A duplicate copy of this sheet is enclosed. | | | | | |
| d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: Peter C. Schechter DARBY & DARBY P.C. P.O. Box 5257 New York, New York 10150-5257 (212) 527-7723 CUSTOMER NUMBER: 07278 | | | | | |
| SIGNATURE: <i>[Signature]</i> Chris T. Mizumoto | | | | | |
| NAME _____ | | | | | |
| REGISTRATION NUMBER 42,899 | | | | | |

REC'D PCT/PCT

02 AUG 2005

Page 1 of 2

R.M. Dagaraj

03723/0202265



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.

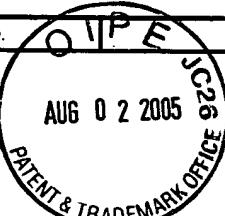
10/522,659

FIRST NAMED APPLICANT

Yuri Kurata

ATTY. DOCKET NO.

03723/0202265-US0



07278
DARBY & DARBY P.C.
P. O. BOX 5257
NEW YORK, NY 10150-5257

DUE: Sept 13, 2005
Docketed on 7/26/05 by LIC for
Docketed without file
Attorney _____

INTERNATIONAL APPLICATION NO.

PCT/JP03/09379

I.A. FILING DATE

PRIORITY DATE

07/24/2003

07/25/2002

CONFIRMATION NO. 8715

371 FORMALITIES LETTER



OC000000016506545

Date Mailed: 07/13/2005

2/13/06

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/24/2005
- English Translation of the IA filed on 01/24/2005
- Copy of the International Search Report filed on 01/24/2005
- Preliminary Amendments filed on 01/24/2005
- U.S. Basic National Fees filed on 01/24/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|-------------------|
| 10/522,659 | PCT/JP03/09379 | 03723/0202265-US0 |

FORM PCT/DO/EO/905 (371 Formalities Notice)



PCT/PTO 02 AUG 2005

Application No. (if known): 10/522,659

Attorney Docket No.: 03723/0202265-US0

Certificate of Express Mailing Under 37 CFR 1.10

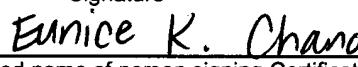
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. *EV441163401 US* in an envelope addressed to:

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Alexandria, VA 22313-1450

on August 4, 2005
Date



Signature



Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Response to Notification of Missing Requirements (2 pages)
Part 2 Copy of Notice (2 pages)
Copy of Acknowledged Return Postcard
Copy of Check no. 8567 in the amount of \$170.00
Copy of Certificate of Express Mail dated May 13, 2005
Copy of Transmittal Letter to the United States Designated-Elected Office (2 pages)
Copy of Combined Declaration and Power of Attorney (10 pages)
Copy of Information Disclosure Statement (4 pages)
Copy of PTO SB/08 (1 page)
Copy of International Search Report
Copy of Assignment (6 pages)
Copy of PTO 1595 – Recordation Form Cover Sheet (2 pages)
Return Postcard



Atty Docket No.: 03723/0202265-US0

Inventor: Yuri Kurata et al.

Appn: 10/522,659 Filed: Jan. 24, 2005

Title: TOPSHEET OF ABSORBENT ARTICLE,
ABSORBENT ARTICLE USING THE TOPSHEET,
AND METHOD FOR SELECTING/EVALUATING THE
TOPSHEET

JC10 Rec'd PCT/PTO 13 MAY 2005

Documents

Transmittal Letter to the United States

Designated-Elected Office (2 pages)

Combined Declaration and Power of Attorney (4 pages)

Information Disclosure Statement (4 pages)

PTO SB/08 (1 page)

Copy of International Search Report

14 References and Corresponding English-language patent documents

Certificate of Express Mailing (1 page)

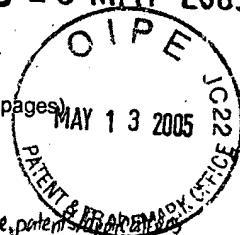
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Assignment (6 pages); PTO 1595 Recordation Form Cover Sheet (2 pages)

DBP

Via: Express Mail: Airbill No. EV447560750-US

Sender Initials: CTM/ekc Date: May 13, 2005





Atty Docket No.: 03723/0202265-US0

Inventor: Yuri Kurata et al.

Appn: 10/522,659 Filed: Jan. 24, 2005

Title: TOPSHEET OF ABSORBENT ARTICLE,
ABSORBENT ARTICLE USING THE TOPSHEET,
AND METHOD FOR SELECTING/EVALUATING THE
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PTO SB/08 (1 page)

Copy of International Search Report

4 References and corresponding English-language patents/applications

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Check no. 8567 in the amount of \$170.00

Assignment (6 pages); PTO 1595 Recordation Form Cover Sheet (2 pages)

Via: Express Mail: Airbill No. EV447560750-US

DBP Sender Initials: CTM/ekc Date: May 13, 2005

DARBY & DARBY P.C.
PATENT OFFICE ACCOUNT

805 THIRD AVENUE
NEW YORK, NY 10022

1-B 852
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8567

DATE 5-13-05

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Gabriella V. Karagi

citibank

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153 EAST 53RD STREET
NEW YORK, NY 10043

The Citigroup Private Bank

MEMO

522659 / 0202265 40210000891 43348074 8567

NP



Application No. (if known): 10/522,659

Attorney Docket No.: 03723/0202265-US0

Certificate of Express Mailing Under 37 CFR 1.10

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on May 13, 2005
Date


Signature


Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

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Rec'd PCT/PTO 02 AUG 2005
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PCT



Express Mail Label No. EV4411634014S Dated: 8/2/05

Docket No.: 03723/0202265-US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yuri Kurata, et al.

Application No.: 10/522,659

Confirmation No.: 6999

Art Unit: N/A

For: SYSTEM FOR PRODUCING ALLOY
CONTAINING RARE EARTH METAL

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements of Application –Date mailed July 13, 2005, enclosed is a copy of the Second/Subsequent Submission (Form PTO 1390) mailed May 13, 2005. Copies of the Certificate of Express Mailing, Combined Declaration/Power of Attorney, acknowledged return receipt postcard and all of the enclosures (excluding additional copies of the IDS documents) dated May 13, 2005 are also enclosed. Applicants respectfully request Acceptance of this application as of May 13, 2005.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: July 29, 2005

Respectfully submitted,

By  ^{Chris T. Mizumoto}
Chris T. Mizumoto (53,970)

Chris T. Mizumoto

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